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Attorneys for Defendant

R.M.L.V., LLC

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

JENNIFER KENNEDY, an individual,
CHRIS GORDON, an individual, LUIS
PONCE, an individual, JESSICA
STICKEN, an individual, RAY GROH, an
individual, RICARDO PARSONS, an
individual, ED POLLICK, an individual,
HEATHER SCHNEIBERG, an individual,
JON STARK, an individual, ROBERT
THOMAS, an individual, VAIVA
YOUNG, an individual, STEVEN JULIUS
MILLER, an individual, and on BEHALF
OF OTHERS SIMILARLY SITUATED,

Plaintiffs,

v.

R.M.L.V., LLC, a domestic limited-
liability company; Individually; DOES I
through X, inclusive; and ROE
CORPORATIONS I through X, inclusive,

Defendants.

No. 2:12-CV-1134-GMN-GWF

JOINT MOTION
TO VACATE COURT'S JANUARY 14, 2014
MINUTE ENTRY ORDER (ECF No. 32)

On January 14, 2014, Magistrate Judge Foley held a telephonic status conference to discuss enforcement of the parties' Settlement Agreement (the "Agreement") as to Christopher del Pozo ("del Pozo"). See Minutes of Proceedings (the "Order" (ECF No. 22)). As of the date of that status conference, del Pozo had given consent to his counsel to enter into the proposed

1 settlement but subsequently refused to sign the Agreement.

2 Following the status conference, the Court ordered Defendant RMLV, LLC ("RMLV") to
 3 file a motion requesting enforcement of the settlement agreement. *Id.* The Court further ordered
 4 Plaintiffs' counsel to forward the motion to del Pozo, who would be required to file a response.
 5 *Id.* Additionally, the Court stated that a hearing on RMLV's motion would be set and that del
 6 Pozo would be required to appear personally at that hearing. *Id.*

7 Subsequently, del Pozo executed the Settlement Agreement. On January 22, 2014,
 8 Plaintiffs' counsel forwarded a copy of del Pozo's signature page to RMLV's counsel. In view of
 9 these circumstances, RMLV's proposed motion to enforce the settlement as to del Pozo and the
 10 related hearing are moot. For these reasons, the parties jointly request that the Court vacate its
 11 Order. With a completely executed Agreement in hand, the parties will proceed promptly with a
 12 joint motion requesting that the Court approve their settlement.

13 DATED: January 27, 2014.

14 FENNEMORE CRAIG, P.C.

PARKER SCHEER LAGOMARSINO

16 By /s/ Kevin M. Green


17 Janice Procter-Murphy
 18 Kevin M. Green
 Attorneys for Defendant
 R.M.L.V., LLC

By /s/ Andre Lagomarsino (with permission)

Andre M. Lagomarsino
 Attorneys for Plaintiffs

22 IT IS SO ORDERED:

23 DATED: January 27, 2014

24 
 25 The Honorable George Foley, Jr.
 United States District Court Magistrate
 Judge

CERTIFICATE OF SERVICE

Pursuant to Local Rule 5-1, I hereby certify that on January 27, 2014, I electronically transmitted the attached document to the Office of the Clerk of the United States District Court for the District of Nevada using the Court's CM/ECF System for filing and transmittal of a Notice of Electronic Filing to all counsel of record in this matter:

Andre M. Lagomarsino, Esq.
Parker Scheer Lagomarsino
9555 South Eastern Avenue, #210
Las Vegas, Nevada 89123
Attorneys for Plaintiffs

By /s/ Colleen A. Loos
An Employee of Fennemore Craig, P.C.

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